

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

RODNEY BROWN,)	
)	
Plaintiff,)	
)	
v.)	Case No. 4:18-cv-389
)	
DONALD J. TRUMP, et al.,)	
)	
Defendants.)	

**PLAINTIFF’S MOTION TO COMPEL DISCOVERY
AND TO AMEND THE CASE MANAGEMENT ORDER**

COMES NOW Plaintiff Rodney Brown, by and through his undersigned counsel, and respectfully requests that this Court enter an order compelling the defendant City of St. Louis to promptly provide full and complete responses to Plaintiff’s first set of interrogatories and requests for production, and for an order amending the current Case Management Order. In support thereof, Plaintiff states as follows:

1. This lawsuit arises out of and relates to Plaintiff Rodney Brown’s arrest on March 11, 2016 at a campaign rally for then-presidential candidate Donald J. Trump, and his subsequent municipal prosecution. Rodney asserts a variety of claims, including a *Monell* claim against the defendant City of St. Louis. Nearly four months ago, Rodney served written discovery on the City. The City has not yet provided full and complete responses.

2. As detailed in the accompanying memorandum filed contemporaneously herewith, Plaintiff’s counsel made multiple good faith attempts to resolve the discovery dispute, including conferring by telephone on September 27, 2019. Counsel were able to narrow but not fully resolve the deficiencies with the City’s discovery responses.

3. Plaintiff's counsel's last three voicemails to the City's attorney regarding the outstanding discovery issues have gone unreturned. So has her most recent email, sent on November 11, which indicated that if the issues were not resolved by November 15, Plaintiff would have to file a motion to compel.

4. Having not received any response from the City, and the discovery deficiencies remaining, Plaintiff Rodney Brown had no choice but to file this Motion to Compel.

5. Plaintiff also seeks an order amending the Case Management Order to reflect and accommodate the delay in the City's discovery responses.

6. In compliance with E.D.Mo. L.R. 4.01, Plaintiff has filed a memorandum in support of this motion contemporaneously herewith and incorporates the same by reference.

WHEREFORE, for the foregoing reasons and for the reasons discussed more fully in the accompanying memorandum, Plaintiff Rodney Brown respectfully requests this Court grant his Motion and enter an order: (i) compelling the Defendant City of St. Louis to produce supplemental responses to Plaintiff's First Set of Interrogatories and Requests for Production, including all non-privileged responsive records, within 14 days of its order; (ii) amending the Case Management Order as requested more specifically in the accompanying memorandum; and (iii) granting such further relief as is just and appropriate under the circumstances.

Respectfully submitted,

RODERICK AND SOLANGE MACARTHUR JUSTICE CENTER

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Dated: November 20, 2019